

POLICE VEER IN LATIMER CASE.

Capt. Buchanan Now Hints that Man Was Not Shot by Burglar.

LOOKING UP SAM JONES.

"Suspect" Under Arrest Found to Have Told False Story of His Doings on Night of Shooting.

After a conference this afternoon with Walter Latimer, a brother of Albert C. Latimer, Police Captain Buchanan, of Brooklyn, was inclined to again change his theory of the murder of Latimer.

Walter Latimer said he was convinced that his brother had been shot by a burglar, but when he had left Capt. Buchanan the police official was not so certain. Buchanan intimated that investigation and brought to light certain matters which inclined him to the belief that Latimer was not shot by a robber.

Walter Latimer said that he had merely called on Capt. Buchanan to discuss with him the case and to enlighten the police, if possible, on the pursuit of his brother's slayer. Before Capt. Buchanan changed his view the impression of the Brooklyn police was that Sam Jones, the convict, arrested on suspicion, knows more of the shooting than he has told. This was strengthened by the breaking down of Jones's alibi. Investigation shows that he did not speak truthfully about his whereabouts the night the murder was committed.

Jones told the police that he had lived at the Mills Hotel up to the night of June 30, and that he went to Brooklyn on July 1 to look for work. He said that in a saloon in Sixth street, he met a man he knew as "Jack" and spent Tuesday night with this man in a house in South Brooklyn, the location of which he could not remember. He got up at 6:30 o'clock Wednesday morning, he said, and went to Coney Island, where he obtained employment.

The shooting of Latimer occurred on Wednesday morning about 2 o'clock. If Jones's story were true he must have been in bed at the house of his friend "Jack."

Jones's Story Not True.

But the story is not true. "Jack" has been found. He says that Jones slept at his house in South Brooklyn Monday night, and that he complained of being in hard luck, and said he would have to do something to raise money. The man "Jack" is respectable and trustworthy.

This story leaves Jones with the night of the murder to account for. Unless he can establish another alibi or show that "Jack" is mistaken an effort will be made to fasten the crime upon him.

Something Strange About Shoes.

Policeman Schopp, the first to arrive at the house after the alarm was given by Mrs. Latimer, thinks there is something strange about the shoes. "When I went down to the kitchen the first time," he said, "I did not see the shoes nor the cap. I looked around rapidly, it is true, but I am confident my gaze took in the table, on the top of which the shoes were placed when my attention was called to them by the colored servant. This was the second time I went to the kitchen. I may have overlooked the shoes the first time, but I cannot bring myself to believe that I did."

Mr. Latimer's body, which is now at his late home, No. 318 Hancock street, Brooklyn, will be removed tonight to Aurora Grate Cathedral, at Bedford avenue and Madison street, where there will be two funeral services. There are 25,000 members of the Royal Arcanum, of which the victim was an officer in Brooklyn, and a large attendance is expected.

The Rev. William C. Rhodes, of the Marcy Avenue Baptist Church, of which Mr. Latimer was an attendant, will conduct the first service, which is for the family and those friends of the deceased who are outside of the Arcanum. The second service will be for members of the Royal Arcanum only, and will be held under the auspices of De Witt Clinton Council.

UNCLE SAM SHOULD AID THIS WOMAN.

Appeal in Behalf of Mrs. Batiste, Who Lost Her Entire Family in the Destruction of St. Pierre.

Every effort is being made by Commissioner of Immigration, William A. Ellis, French Consul in New York and Mr. Gustav Schwab, Chairman of the Maritime Relief Committee of the Chamber of Commerce, to prevent the deportation to Martinique of Mrs. Benise Batiste, an attractive young French woman who arrived here last Saturday on the steamer Korona, of the Quebec line. All of her family were lost in the destruction of St. Pierre. Mrs. Batiste has been in Fort de France at the time.

Mrs. Batiste's story is pathetic. Not only is she without friends or resources, but she is also in delicate health. She is a refined, cultured woman, and declares she would not seek the charity of the authorities here were she not helpless.

Mr. Schwab has assured Commissioner Williams that if the woman were permitted to land he would insure that her immediate wants would be looked after. The French Consul undertook to guarantee that she would not become a public charge.

Accordingly four appeals, one from Mrs. Batiste, one from Mr. Schwab and the other from the French Consul, were sent to-day to the Secretary of the Treasury requesting that permission be given to Mrs. Batiste to land.

Well from Seaford.

John Deegan, twenty-eight years old, of No. 161 Grand street, Jersey City, painter, fell from the scaffold of a house he was working on, at Jersey avenue and Tenth street, today. He fell four stories and landed with a fractured skull.

RESCUERS FACE DEATH TO SAVE MINERS BURIED ALIVE IN JOHNSTOWN FIRE PIT.

Forty Men Descend Under Leadership of Supt. Robinson—Women and Children, Grief-Stricken, Crowd Morgue Where Recovered Bodies Are Deposited.

(Continued from First Page.)

four hours have elapsed since the frightful explosion, it is still impossible to tell with any degree of accuracy how many miners have perished.

Estimates made by persons whose guesses are apt to be correct now place the list of dead at 175.

Eighty-seven bodies have been recovered so far to-day. Four living injured were brought to the surface.

Headless bodies have been found a mile from where the explosion occurred.

All the dead thus far recovered have been placed in the armory of Company H, Fifth Regiment. Women and children, relatives of the men who were killed and mutilated, are surging about the armory building in dumb, inexpressible grief.

NOT CONVINCED SUICIDE IS FOOLISH

Miss Fisher, Who Tried It, Hasn't Made Up Her Mind Yet—Paroled in Agent's Custody.

Katherine R. Fisher, the librarian of the Charity Organization Society, who attempted suicide last Tuesday by jumping from the ferry-boat Texas, was arraigned in Yorkville Court this afternoon and paroled by Magistrate Hogan in the custody of Agent Forbes, of the Charity Organization.

Miss Fisher has been a patient in Bellevue. There she has been visited several times by her mother and father. Mr. and Mrs. Fisher accompanied their daughter to court.

The girl, who appeared to be very weak, was arraigned in the private chambers of the Magistrate. After learning the facts, he said to the girl: "You know you did something very foolish, don't you?"

"That seems to be the general impression," replied the girl slowly. "I haven't yet come to that conclusion, but I suppose I will."

Mrs. Fisher, the girl's mother, told Magistrate Hogan that she could give no reason for the girl's act. The father said that if his daughter were discharged he would take her home and look after her. The girl was then paroled.

Mr. and Mrs. Fisher, accompanied by their daughter, at once left court, going apparently to their home in Brooklyn.

MAYOR ATTACKED ON CIVIL SERVICE.

Commissioner Kraft Files a Protest Against the Action of New York City Government in Appointment.

(Special to the Evening World.) ALBANY, July 11.—State Civil Service Commissioner John E. Kraft, the Democratic member of the Commission, at a meeting of the State Commission today filed a protest against the action of the Municipal Commission of the City of New York.

The work of the present Municipal Civil Service Commission of the city of New York as approved by the Mayor has been more destructive of honest civil service than anything that has happened to the system since the law was enacted in 1883, says the protest.

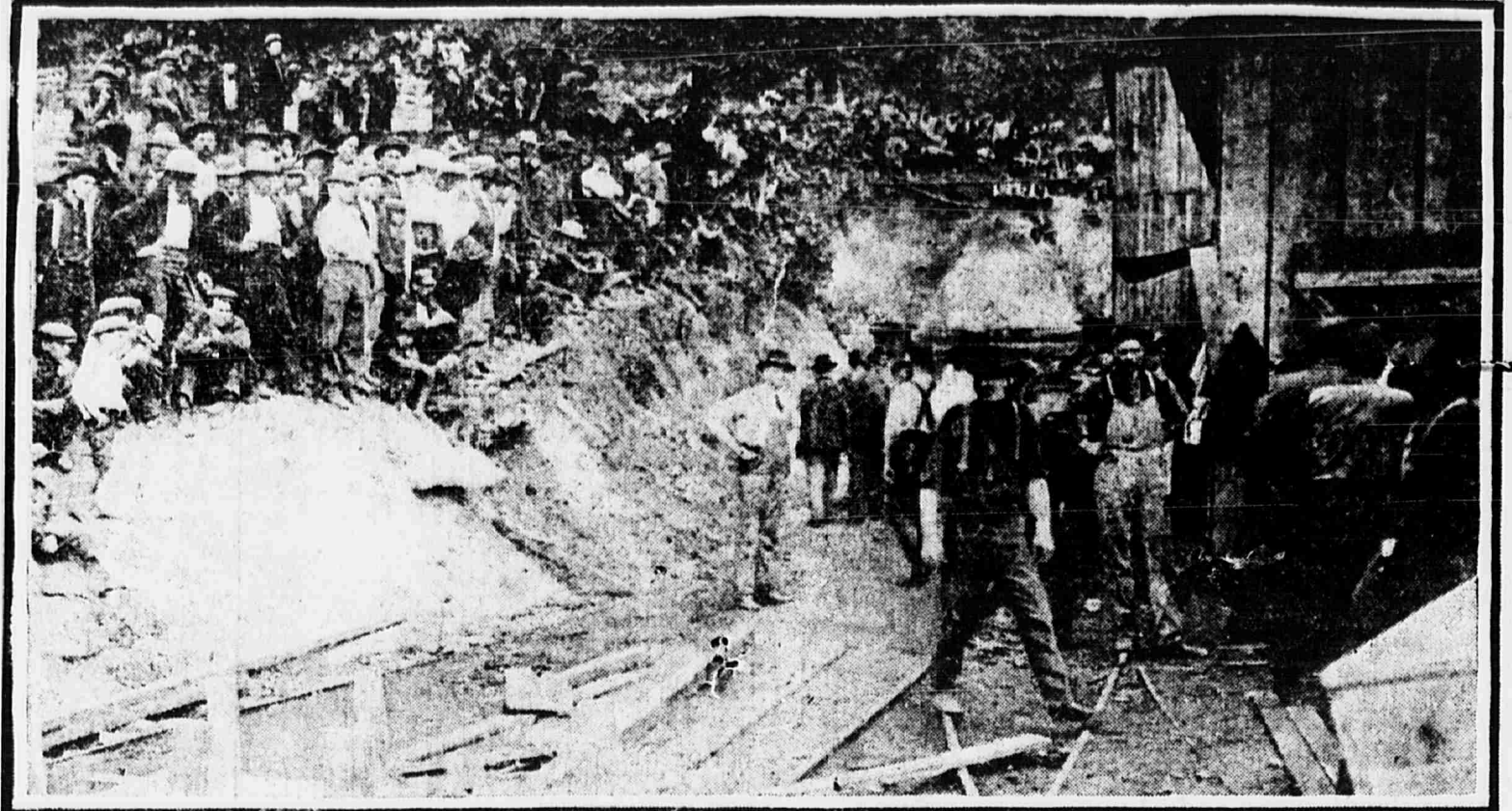
Mr. Kraft charges that merit and fitness have been disregarded by the city government in making appointments. He says:

"In the former New York City Commission held only one non-competitive examination, viz. for marine engineer in the Department of Charities, while during the first five months of 1902 thirty-one non-competitive examinations have been held."

"During 1901 there were six positions exempted by vote of city commission. During the first five months of 1902 there were 173 positions exempted by vote of city commission, and approved by the Mayor, and about three hundred other positions have been filled by direct appointment of new parties to the service instead of filling the places by promotion as they should have been."

AUTO WRECKS WINDOW.

SPRINGFIELD, Mass., July 11.—Congressman Frederick H. Gillette, of this city, backed through a plate-glass window on Dwight street this afternoon while escaping fancy horses in his automobile.



SCENE AT THE SHAFT OF THE CAMBRIA MINE. Photograph Taken Expressly for The Evening World.

CARELESSNESS AND NEGLIGENCE CAUSED BIG MINE EXPLOSION.

C. H. Parker, editor of the Engineering and Mining Journal, one of the leading mining experts in the country, said to an Evening World reporter to-day:

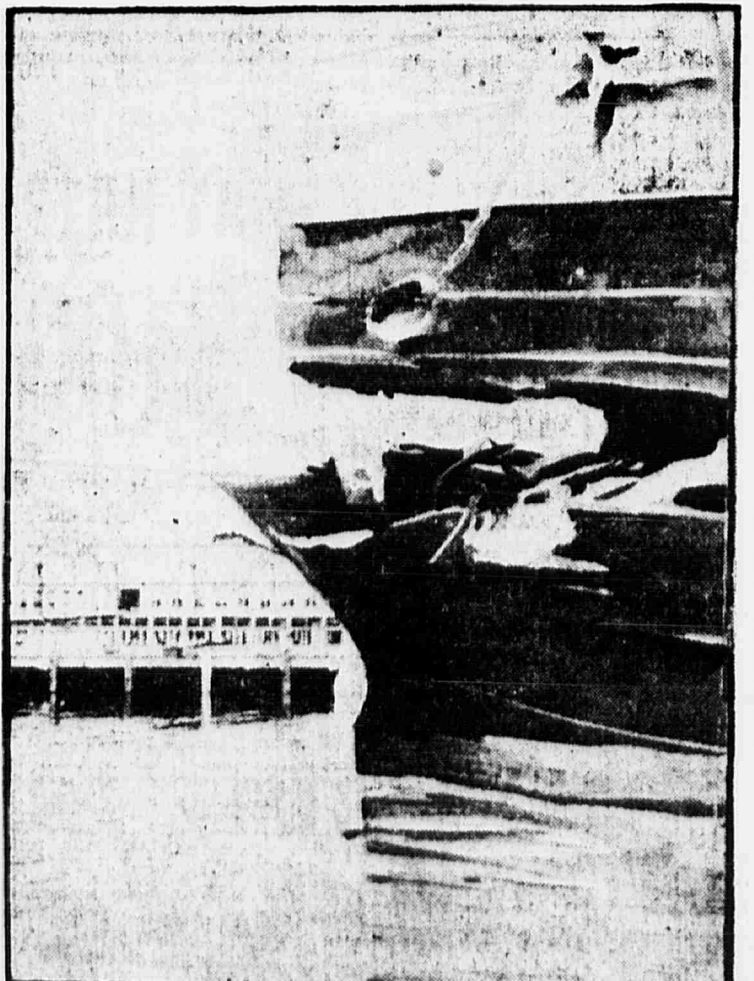
"All familiar with coal mining, and particularly the Johnstown mines, agree that the explosion of yesterday could not have been caused except through negligence and carelessness. If properly observed, the regulations are sufficient to protect the mines from such disasters as these. The explosion was due to lack of discipline."

"Only two or three days ago a miner in this same mine was caught by a foreman testing for gas with an open lamp."

"Through the explosion proper it is doubtful if many were killed, as it must have been local. But the explosion instantly drove all the air out of

HUGE HOLE IN POWHATAN'S SIDE MADE BY PRISCILLA.

Battered Merchants and Miners' Liner Reaches Erie Basin for Repairs.



WHERE THE PRISCILLA STRUCK THE POWHATAN.

The steamer Powhatan, which was in collision with the Fall River line steamer Priscilla Tuesday night, off Point Judith, arrived here to-day for repairs at Erie Basin.

She has a tremendous hole in her bow—just how tremendous is shown in the accompanying illustration. The Powhatan was originally the Yorktown, of the Old Dominion line.

MAGISTRATE BRANN LOSES LEAKY ROOF.

Employed Plumber to Repair It—Plumber Went for Solder—Plumber's Stove Started Fire—Fire Did the Rest.

Magistrate Brann, of Yorkville Court, employed a plumber to go to his home at No. 527 Manhattan avenue, to-day to repair the roof. Like most plumbers, this particular one remembered that he

had left his solder at the shop and that he had to go back for it. (Time charged to the Magistrate.) Before going for it, however, the plumber lit his charcoal stove and set it under a stairway. It took him about as long as it usually takes a plumber to go to the shop, when working on time.

While he was gone the stove set fire to the house and burned the leaky roof off and with it the top story. The Magistrate returned just as the last fire engine was leaving the house. He figured up his loss at \$2,000, and was lamenting the loss when the plumber, with a stick of solder, came whistling up the sidewalk.

"What in four kinds of primrose do you want here?" demanded the Magistrate.

"Oh, I just came up to mend the roof," chirped the plumber.

Well, Magistrate Brann took him up and showed him where the roof had been, and then nearly threw him from the tottering wall. As the plumber escaped the Magistrate remarked that he would like to have that fellow in court.

the mine or transformed it into carbon dioxide gas. This is commonly called "fire damp," and is deadly. One or two breaths suffocates completely.

Official Statement as to Explosion's Cause.

JOHNSTOWN, July 11.—The following official statement was made to-day by General Mine Superintendent George T. Robinson: "As to the direct cause of the explosion I cannot exactly say. We know there was an explosion of fire damp in the sixth right heading of a section of the mine commonly known as the Klondike. So far as I can find out now there were not more than three or four deaths from the explosion itself. The balance were caused by the after damp."

"Our mine officials, the mine foreman, Henry Rodgers, Fire Boss John Retaille, Machine Boss William Robinson, who is my brother, and a Slav, whose name I do not know, were back eating lunch when the explosion occurred. They immediately went down to the point of the explosion to put up the slopings in order to carry the air in its proper channel again. These were blown down by the force of the explosion."

"They, with the exception of the assistant foreman and one of the fire bosses, were overcome by after damp. They were found by a rescuing party, and the chances are that all will recover with the exception of my brother."

OUTLAW TRACY IN FIGHT MAY HAVE BEEN WOUNDED.

Eluded Deputies After Battle and Later Tried to Board a Train.

COVINGTON, Wash., July 11.—Harry Tracy has performed the marvelous again and has slipped like a phantom through a cordon of guards at the mouth of Sluice Creek, fought a battle with the deputies and is now in the timber.

In the fighting none of the deputies was hurt, though when the outlaw fired twice at T. F. Crowe he was so close that the man was burned by powder. There is some reason to believe, however, that Tracy himself was wounded.

When darkness fell Tracy was thought to be securely penned on the point of the western bluff, where he had been concealed all afternoon. Though the guards were stationed thickly, one being posted every fifty feet, he eluded them and travelled up the roadbed of the Palmer Cut-Off toward Covington, five miles distant.

Deputies Opened Fire. At 11:45 last night Tracy arrived at a sawmill plant a mile from this place. Deputy Sheriffs J. C. Bunce, Fred Bunce, Calvin and Crowe had been sent to guard this point. Deputies Crowe and the Bunces, father and son, had posted themselves on the railroad near the sawmill at the entrance of a big cut near a rise of ground, the Bunces being on the outer guard line. They were hardly settled when they heard footsteps and Tracy soon put in an appearance.

When challenged to halt Tracy started to run. The Bunces opened fire, shooting four times each. Tracy ran up the track and a few yards further encountered Crowe. To the officer's challenge the outlaw coolly responded that he was the elder Bunce, thinking it was the elder Bunce, started to approach when Tracy commenced shooting at close range, firing two shots. The bullets whistled harmlessly by, but Crowe suffered slightly from the burning powder.

Escaped in the Brush. After the shooting Tracy turned and entered the brush along the side of the track, where he was lost in the darkness. The deputies made a hurried circle through the woods to Covington to head Tracy off, but on their arrival found that he had not passed the station.

Later it was learned that since his escape from the north side of Sluice Creek Tracy attempted to board one of the eastbound freights. His grade is heavy at this point, but the train was running light and at such speed that Tracy was unable to board it.

Outlaw May Be Wounded. Another train passed and the conductor reports that while running near the sawmill some one called for him to stop. There were no deputies present, and it is thought Tracy was the man who called, and the opinion is advanced that he may have been wounded in the battle just before midnight.

A man thought to be Merrill, the other escaped convict, appeared yesterday at the home of a farmer a few miles east of Ravendale, near here, and wanted food. He remained in the vicinity all day.

Sheriff Cuddehe and Guard Carson, with bloodhounds and a small posse, left Auburn at 6 o'clock this morning for the point where Tracy was last seen.

William De Long, deputy for Manhattan, will not remain unless I. M. De Varona, Chief Engineer of the Brooklyn Department, is removed. De Long and De Varona have been at loggerheads for several months and the Deputy Commissioner has frequently demanded the discharge of De Varona.

Since the announcement of Commissioner Dougherty's resignation the office has been overrun with politicians who are trying to protect constituents. President C. C. Cuddehe, called in the interests of George Schofield, the Richmond Deputy.

John A. Sheehan has made several calls with a view to getting some Greater New York Democracy men placed, but has met with poor success. Capt. Miles O'Reilly called in the interest of a laborer named Brady and succeeded in having him reinstated.

Ccl. Monroe will call on the Commissioner to-morrow, and they will go over the affairs of the Department. Col. Monroe said to-day that he could not at the present time say what he would do with any of the large questions before the department, but he will be with Commissioner Dougherty as much as possible between now and next Tuesday, when Mr. Dougherty's resignation takes effect.

Kaiser Meets French Premier. CHRISTIANIA, Norway, July 11.—Emperor William to-day exchanged visits with the former French Premier, M. Waldeck-Rousseau, at Odde.

TO PROBE ELLIS ISLAND SCANDAL

John Lederhiller, Chief of Registry Division, Faces an Investigation.

GETS LEAVE OF ABSENCE.

During that Time a Thorough Examination Will Be Had of His Department—Nature of the Charges.

Commissioner of Immigration William Williams has given two weeks' leave of absence to John Lederhiller, chief clerk of the Registry Division on Ellis Island. During this time the Commissioner will conduct a thorough investigation of Lederhiller's department.

The Commissioner wanted it clearly understood that this leave of absence was in no sense a suspension, but he admitted that the leave was granted so that the investigation might be conducted without being hampered by Lederhiller's presence.

He placed in temporary charge of the department his private secretary, Allan Robinson, a young lawyer, in whom the Commissioner has great confidence.

Rumors of alleged misconduct on the part of Lederhiller have been frequent of late.

They originated in 1890, when a committee appointed to investigate the man's work for Secretary Gage reported that some of the testimony offered against him, particularly that concerning his inspection of the women immigrants, was of such a character that it could not be included in an official report.

Based on this report, charges were formally preferred against Lederhiller, but these were all subsequently dismissed on an unexplained order from Commissioner Fitchie.

MRS. O'MALLEY IS VERY ILL; BROKEN BY IMPRISONMENT.

Brother Says Treatment of Young Woman in Philadelphia Was Outrageous.

Pretty Aline Ellis O'Malley is back in New York. A week inside the gloomy walls of Moyamensing prison in Philadelphia has broken her spirit and made her pale and thin.

Her brother, Orison Ellis, sent this bulletin to all inquirers: "Mrs. O'Malley is very ill and will be confined to her room for several days. She has nothing to say, and when she recovers she will not be allowed to talk, on the advice of her counsel."

"All that her family desire to say concerning the treatment of Mrs. O'Malley in Philadelphia is that it was outrageous."

A reporter for a sensational afternoon newspaper who attempted to get an interview with Mrs. O'Malley was ejected. He, however, telephoned a column "interview" to his paper.

William A. Ellis, father of the

MRS. FARLEY SUES HUSBAND

Wife of Harlem Contractor and Sister of Mrs. Edward Harrigan Asks Separation.

LONG STORY OF WRONGS.

Couple Separated a Year Ago, Wife Keeping the Children—Defendant Denies All the Charges Made by Wife.

Mrs. Ida B. Farley, of No. 75 West One Hundred and Thirty-fifth street, is suing her husband, John J. Farley, a well-known contractor, in the Supreme Court, for a limited divorce. She charges him with cruel and inhuman treatment. The plaintiff is the daughter of David Abraham, a well-known theatrical man, and is a sister of Mrs. Edward Harrigan.

The matter came up before Justice Fitzgerald to-day when David May, of the firm of Howe & Hummel, made an application for counsel fees and all money for the plaintiff pending the trial of the suit.

The couple were married on Nov. 18, 1890, and have three children. Mrs. Farley was only twenty years old when she was married. They separated a year ago while they were living in Twenty-ninth street, near Madison avenue.

Mrs. Farley mentions many alleged acts of cruelty in her complaint. She asserts that her husband frequently came home intoxicated and on such occasions used vile and threatening language. On one occasion, she says, he found fault with her and abused her because she hired a girl who did not properly wash his shirt.

Mr. Farley was represented in court by former Assistant District Attorney Unger. He denied the charges made by his wife and said that about a year ago he and his wife separated under an agreement by which she was to have the custody of their children and he was to see them at certain times.

Mr. Farley denies having struck his wife at any time. He admits that there were differences and that he might have been harsh with her in his language, but declares that he never struck her.

Justice Fitzgerald reserved decision.

WILL ACCEPT \$7,500 VERDICT.

NEW ROCHELLE, N. Y., July 11.—City Engineer Horace Crosby, of New Rochelle, father of Frank Crosby, killed in the Park avenue tunnel wreck, decided to-day not to fight the New York Central Railroad, and to accept the verdict for \$7,500 given by a jury in the Supreme Court at White Plains last month for the death of his son.

WORK TRAIN THROUGH TREBLE SYRACUSE, N. Y., July 11.—A steam

shovel and seven cars used by the New York Central in extending the Auburn Branch across Solway to the main branch of the Central, went through a trestle at 10:30 A. M. to-day, injuring seven men, two seriously.

WITHDRAW FROM STEEL SUIT. The name of Russell Sage was to-day formally withdrawn from the suit in Newark to restrain the Steel Corporation from converting its preferred stock into bonds. Hopkins Bros. are also out.

SHAKE-UP LIKELY IN WATER OFFICE.

Robert Grier Monroe, Who Will Succeed Commissioner Dougherty Next Tuesday, Will Name Several Deputies.

Robert Grier Monroe, new Commissioner of Water Supply, Gas and Electricity, appointed to succeed Commissioner Dougherty, will make some changes among the deputies in the various bureaus.

It is practically assured that Mr. Monroe will name George E. Payne, of No. 75 Jackson street, Long Island City, in the place of Gustav A. Rouiller, as deputy for Queens borough. On Dec. 30 Mr. Monroe wrote to Mr. Dougherty urging that Mr. Payne be appointed as deputy for Queens and concluded his letter with the following paragraph: "I know if I had the honor to be Commissioner Mr. Payne is the man I would try to have act for me as deputy in Queens."

Mr. Payne has held several responsible positions. He had charge of a rail-

road in Ohio, and from 1885 to 1887 was private secretary to Mayor George Peck, of Long Island City. Since that time he has been engaged in the real estate business. In politics he is a Fusionist.

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The

Baby

Who Made a MAN of Its Father, Who Was Only a Duke Before.

A true and touching story of the metamorphosis of the young Duke of Manchester.

Next Sunday's World